

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In Re:

Chapter 7

Herja Associates LLC,

Case No.: 803-86651-511

Debtor.

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Marc A. Pergament, Chapter 7 Trustee of the
Estate of Herja Associates LLC,

Adv. Proc. No. 804-08538-511

Plaintiff,

-against-

Jack Lefkowitz, Maskil El Dal Ltd. and
Olympia Capital Group, Ltd.,

**STIPULATION
DISCONTINUING
ACTION WITHOUT
PREJUDICE**

Defendants.

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IT IS HEREBY STIPULATED, by and between the above-named parties, by their
respective counsel, that the above entitled action be, and the same hereby is discontinued without
prejudice and without costs to any party as against the other.

Dated: Garden City, New York
March 28, 2005
WEINBERG, GROSS & PERGAMENT LLP
Attorneys for Plaintiff-Trustee

Dated: Garden City, New York
March 25, 2005
MORITT HOCK HAMROFF & HOROWITZ LLP
Attorneys for Defendants

By: /s/ Marc Pergament
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So Ordered: **April 7, 2005**

/s/ Melanie L. Cyganowski
Honorable Melanie L. Cyganowski
United States Bankruptcy Judge